

Commission. Because the Applicant has regulatory assets under management of more than \$100 million, it is not prohibited from registering with the Commission under Section 203A(a) of the Advisers Act. Therefore, absent relief, the Applicant would be required to register under Section 203(a) of the Advisers Act.

3. The Applicant submits that its relationship with the Additional Family Client does not change the nature of the Applicant into that of a commercial advisory firm. In support of this argument, the Applicant notes that if the Sister-in-Law were the sister of a lineal descendant of Myron A. Wick Jr., rather than the sister of a spouse of a lineal descendant, there would be no question that each of the persons presently being served by the Applicant would be a Family Member, and that the related trust would meet the requirements of paragraph (d)(4)(vii) of the Family Office Rule pertaining to any irrevocable trust in which one or more other Family Clients are the only current beneficiaries. The Applicant states that in requesting the order, the Applicant is not attempting to expand its operations or engage in any level of commercial activity to which the Advisers Act is designed to apply. Indeed, although the Sister-in-Law does not fall within the definition of Family Member, she is considered to be, and is treated as, a member of the Wick Family, and the number of natural persons who are not Family Members as a percentage of the total natural persons to whom the Applicant would provide Advisory Services if relief were granted would be less than 5%. The Applicant maintains that, from the perspective of the Wick Family, the Applicant seeks to continue providing Advisory Services exclusively to members of a single family.

4. The Applicant also submits that there is no public interest in requiring the Applicant to be registered under the Advisers Act. The Applicant states that the Applicant is a private organization that was formed to be the "family office" for the Wick Family, and that the Applicant does not have any public clients. The Applicant maintains that its Advisory Services are tailored exclusively to the needs of the Wick Family and the Additional Family Client. The Applicant argues that the presence of the Additional Family Client, who has been receiving Advisory Services from the Applicant for 9 years, does not create any public interest that would require the Applicant to be registered under the Advisers Act that is different in any manner from the considerations that apply to a "family

office" that complies in all respects with the Family Office Rule.

5. The Applicant argues that, although the Family Office Rule largely codified the exemptive orders that the Commission had previously issued before the enactment of the Dodd-Frank Wall Street Reform and Consumer Protection Act, the Commission recognized in proposing the rule that the exact representations, conditions, or terms contained in every exemptive order could not be captured in a rule of general applicability. The Commission noted that family offices would remain free to seek a Commission exemptive order to advise an individual or entity that did not meet the proposed family client definition, and that certain situations may raise unique conflicts and issues that are more appropriately addressed through an exemptive order process where the Commission can consider the specific facts and circumstances, than through a rule of general applicability. The Applicant maintains that its unusual circumstances—providing Services to Family Clients and to an Additional Family Client for the past 9 years—have not changed the nature of the Applicant's operations into that of a commercial advisory business, and that an exemptive order is appropriate based on the Applicant's specific facts and circumstances.

6. For the foregoing reasons, the Applicant requests an order declaring it to be a person not within the intent of section 202(a)(11) of the Advisers Act. The Applicant submits that the order is necessary and appropriate, in the public interest, consistent with the protection of investors, and consistent with the purposes fairly intended by the policy and provisions of the Advisers Act.

#### **Applicant's Conditions**

1. The Applicant will offer and provide Advisory Services only to Family Clients and to the Additional Family Client, who will generally be deemed to be, and treated as if the Sister-in-Law and the Trust each were, a Family Client; provided, however, that the Additional Family Client will be deemed to be, and treated as if it were, a Family Member for purposes of paragraph (b)(1) and for purposes of paragraph (d)(4)(vii) of the Family Office Rule.

2. The Applicant will at all times be wholly owned by the Extended Wick Family and exclusively controlled (directly or indirectly) by one or more Family Members and/or Family Entities (excluding the Additional Family Client and the Additional Family Client's

Family Entities) as defined in paragraph (d)(5) of the Family Office Rule.

3. At all times the assets beneficially owned by Family Members and/or Family Entities (excluding the Additional Family Client and the Additional Family Client's Family Entities) will account for at least 75% of the assets for which the Applicant provides Advisory Services.

4. The Applicant will comply with all the terms for exclusion from the definition of investment adviser under the Advisers Act set forth in the Family Office Rule except for the limited exception requested by the application.

For the Commission, by the Division of Investment Management, under delegated authority.

**Brent J. Fields,**  
*Secretary.*

[FR Doc. 2015-09556 Filed 4-23-15; 8:45 am]

**BILLING CODE 8011-01-P**

## **SUSQUEHANNA RIVER BASIN COMMISSION**

### **Projects Approved for Consumptive Uses of Water**

**AGENCY:** Susquehanna River Basin Commission.

**ACTION:** Notice.

**SUMMARY:** This notice lists the projects approved by rule by the Susquehanna River Basin Commission during the period set forth in "DATES."

**DATES:** February 1–28, 2015.

**ADDRESSES:** Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

**FOR FURTHER INFORMATION CONTACT:** Jason E. Oyler, Regulatory Counsel, telephone: (717) 238-0423, ext. 1312; fax: (717) 238-2436; email: [joyler@srbc.net](mailto:joyler@srbc.net). Regular mail inquiries may be sent to the above address.

**SUPPLEMENTARY INFORMATION:** This notice lists the projects, described below, receiving approval for the consumptive use of water pursuant to the Commission's approval by rule process set forth in 18 CFR 806.22(f) for the time period specified above:

#### **Approvals by Rule Issued Under 18 CFR 806.22(f)**

1. XTO Energy Incorporated, Pad ID: King Unit, ABR-20091225.R1, Shrewsbury Township, Lycoming County, Pa.; Consumptive Use of Up to 3.000 mgd; Approval Date: February 3, 2015.

2. XTO Energy Incorporated, Pad ID: Booth, ABR-20091226.R1, Shrewsbury Township, Lycoming County, Pa.;

Consumptive Use of Up to 4.000 mgd; Approval Date: February 3, 2015.

3. Chesapeake Appalachia, LLC, Pad ID: Nickolyn, ABR-20100436.R1, Auburn Township, Susquehanna County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 3, 2015.

4. Chesapeake Appalachia, LLC, Pad ID: Potter, ABR-20100401.R1, Terry Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

5. Chesapeake Appalachia, LLC, Pad ID: Crawford, ABR-20100402.R1, Terry Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

6. Chesapeake Appalachia, LLC, Pad ID: Everbreeze, ABR-20100408.R1, Troy Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

7. Chesapeake Appalachia, LLC, Pad ID: Ballibay, ABR-20100409.R1, Herrick Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

8. Chesapeake Appalachia, LLC, Pad ID: Balduzzi, ABR-20100410.R1, Wyalusing Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

9. Chesapeake Appalachia, LLC, Pad ID: Alton, ABR-20100411.R1, Ulster Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

10. Chesapeake Appalachia, LLC, Pad ID: Frisbee, ABR-20100413.R1, Orwell Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

11. Chesapeake Appalachia, LLC, Pad ID: Blannard, ABR-20100414.R1, Standing Stone Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

12. Chesapeake Appalachia, LLC, Pad ID: Dunham, ABR-20100418.R1, Albany Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

13. Chesapeake Appalachia, LLC, Pad ID: Brackman, ABR-20100420.R1, Leroy Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

14. Chesapeake Appalachia, LLC, Pad ID: Koromlan, ABR-20100421.R1, Auburn Township, Susquehanna County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

15. Chesapeake Appalachia, LLC, Pad ID: Johnson, ABR-20100422.R1, Monroe Township, Bradford County, Pa.;

Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

16. Chesapeake Appalachia, LLC, Pad ID: Henry, ABR-20100423.R1, Albany Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

17. Chesapeake Appalachia, LLC, Pad ID: McGavin, ABR-20100435.R1, Auburn Township, Susquehanna County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

18. Chesapeake Appalachia, LLC, Pad ID: Rexford, ABR-20100437.R1, Orwell Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

19. Chesapeake Appalachia, LLC, Pad ID: Amburke, ABR-20100438.R1, Auburn Township, Susquehanna County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

20. Chesapeake Appalachia, LLC, Pad ID: Angie, ABR-20100441.R1, Auburn Township, Susquehanna County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

21. Chesapeake Appalachia, LLC, Pad ID: Brink, ABR-20100449.R1, Herrick Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

22. Chesapeake Appalachia, LLC, Pad ID: Breezy, ABR-201007037.R1, Troy Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 6, 2015.

23. Samson Exploration, LLC, Pad ID: Pardee & Curtin Lumber Co. C-05, ABR-20100116.R1, Shippen Township, Cameron County, Pa.; Consumptive Use of Up to 4.500 mgd; Approval Date: February 6, 2015.

24. Samson Exploration, LLC, Pad ID: Pardee & Curtin Lumber Co. C-07H, ABR-20100117.R1, Lumber Township, Cameron County, Pa.; Consumptive Use of Up to 4.500 mgd; Approval Date: February 6, 2015.

25. SWEPI, LP, Pad ID: Burt 518, ABR-20100221.R1, Richmond Township, Tioga County, Pa.; Consumptive Use of Up to 3.000 mgd; Approval Date: February 6, 2015.

26. SWEPI, LP, Pad ID: Ken-Ton 902, ABR-20100102.R1, West Branch Township, Potter County, Pa.; Consumptive Use of Up to 4.990 mgd; Approval Date: February 11, 2015.

27. SWEPI, LP, Pad ID: Mitchell A 903, ABR-20100152.R1, West Branch Township, Potter County, Pa.; Consumptive Use of Up to 4.990 mgd; Approval Date: February 11, 2015.

28. Chesapeake Appalachia, LLC, Pad ID: Yoder, ABR-20100419.R1, West Burlington Township, Bradford County,

Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 13, 2015.

29. Chesapeake Appalachia, LLC, Pad ID: Holtan, ABR-20100446.R1, Auburn Township, Susquehanna County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 13, 2015.

30. Chesapeake Appalachia, LLC, Pad ID: Polomski, ABR-20100447.R1, Wyalusing Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 13, 2015.

31. Chesapeake Appalachia, LLC, Pad ID: Champdale, ABR-20100450.R1, Tuscarora Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 13, 2015.

32. Chesapeake Appalachia, LLC, Pad ID: Verex, ABR-20100507.R1, Auburn Township, Susquehanna County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 13, 2015.

33. Chesapeake Appalachia, LLC, Pad ID: Pauliny, ABR-20100508.R1, Terry Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 13, 2015.

34. Chesapeake Appalachia, LLC, Pad ID: Coates, ABR-20100509.R1, Standing Stone Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 13, 2015.

35. Chesapeake Appalachia, LLC, Pad ID: Fred, ABR-20100524.R1, Leroy Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 13, 2015.

36. Chesapeake Appalachia, LLC, Pad ID: Moose, ABR-201007019.R1, Wysox Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 13, 2015.

37. Chesapeake Appalachia, LLC, Pad ID: Katzenstein NEW, ABR-201007029.R1, Wysox Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 13, 2015.

38. Chesapeake Appalachia, LLC, Pad ID: Jack, ABR-20100511.R1, Windham Township, Wyoming County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 16, 2015.

39. Chesapeake Appalachia, LLC, Pad ID: Janet, ABR-20100526.R1, Monroe Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 16, 2015.

40. Chesapeake Appalachia, LLC, Pad ID: Treat, ABR-20100527.R1, Rome Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 16, 2015.

41. Chesapeake Appalachia, LLC, Pad ID: Morse, ABR-20100528.R1, Leroy Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 16, 2015.

42. Chesapeake Appalachia, LLC, Pad ID: Hayward New, ABR-20100535.R1, Rome Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 16, 2015.

43. Chesapeake Appalachia, LLC, Pad ID: Cerca, ABR-20100538.R1, Wyalusing Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 16, 2015.

44. Chesapeake Appalachia, LLC, Pad ID: Flash, ABR-20100540.R1, Rome Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 16, 2015.

45. Chesapeake Appalachia, LLC, Pad ID: Feusner New, ABR-20100558.R1, Litchfield Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 16, 2015.

46. Chesapeake Appalachia, LLC, Pad ID: Milochik, ABR-201007034.R1, Auburn Township, Susquehanna County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 16, 2015.

47. Chesapeake Appalachia, LLC, Pad ID: Bluegrass, ABR-201007103.R1, Rush Township, Susquehanna County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 16, 2015.

48. Chesapeake Appalachia, LLC, Pad ID: McConnell, ABR-20100525.R1, Overton Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 20, 2015.

49. Chesapeake Appalachia, LLC, Pad ID: Madden, ABR-20100536.R1, Asylum Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 20, 2015.

50. Chesapeake Appalachia, LLC, Pad ID: Rich, ABR-20100539.R1, Troy Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 20, 2015.

51. Chesapeake Appalachia, LLC, Pad ID: Way, ABR-20100448.R1, Wyalusing Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 20, 2015.

52. Chesapeake Appalachia, LLC, Pad ID: Matt Will Farms, ABR-20100544.R1, Troy Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 20, 2015.

53. Chesapeake Appalachia, LLC, Pad ID: Kenyon, ABR-20100557.R1, Overton Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 20, 2015.

54. Chesapeake Appalachia, LLC, Pad ID: McGraw, ABR-20100537.R1, Washington Township, Wyoming County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 24, 2015.

55. Chesapeake Appalachia, LLC, Pad ID: Forbes NEW, ABR-201007022.R1,

Asylum Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 24, 2015.

56. Chesapeake Appalachia, LLC, Pad ID: Tiffany, ABR-201007025.R1, Windham Township, Wyoming County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 24, 2015.

57. Chesapeake Appalachia, LLC, Pad ID: Robinson NEW, ABR-201007036.R1, Orwell Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 24, 2015.

58. Chesapeake Appalachia, LLC, Pad ID: Pieszala, ABR-201007065.R1, Windham Township, Wyoming County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 24, 2015.

59. Chesapeake Appalachia, LLC, Pad ID: Delima, ABR-201007078.R1, Albany Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 24, 2015.

60. Chesapeake Appalachia, LLC, Pad ID: Van DeMark, ABR-201007106.R1, Windham Township, Wyoming County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 24, 2015.

61. Chesapeake Appalachia, LLC, Pad ID: Petty, ABR-201007126.R1, Leroy Township, Bradford County, Pa.; Consumptive Use of Up to 7.500 mgd; Approval Date: February 24, 2015.

62. WPX Energy Appalachia, LLC, Pad ID: Blye Pad Site, ABR-20100204.R1, Middletown Township, Susquehanna County, Pa.; Consumptive Use of Up to 3.999 mgd; Approval Date: February 25, 2015.

63. EXCO Resources (PA), LLC, Pad ID: Patterson Drilling Pad #1, ABR-20100146.R1, Penn Township, Lycoming County, Pa.; Consumptive Use of Up to 5.000 mgd; Approval Date: February 25, 2015.

**Authority:** Pub. L. 91-575, 84 Stat. 1509 *et seq.*, 18 CFR parts 806, 807, and 808.

Dated: April 20, 2015.

**Stephanie L. Richardson,**

*Secretary to the Commission.*

[FR Doc. 2015-09563 Filed 4-23-15; 8:45 am]

**BILLING CODE 7040-01-P**

## OFFICE OF THE UNITED STATES TRADE REPRESENTATIVE

### Notice With Respect to List of Countries Denying Fair Market Opportunities for Government-Funded Airport Construction Projects

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Notice.

**SUMMARY:** Pursuant to section 533 of the Airport and Airway Improvement Act of

1982, as amended (49 U.S.C. 50104), the United States Trade Representative (USTR) has determined not to list any countries as denying fair market opportunities for U.S. products, suppliers, or bidders in foreign government-funded airport construction projects.

**DATES:** *Effective Date:* April 24, 2015.

#### **FOR FURTHER INFORMATION CONTACT:**

Scott Pietan, International Procurement Negotiator, Office of the United States Trade Representative, (202) 395-9646, or Arthur Tsao, Assistant General Counsel, Office of the United States Trade Representative, (202) 395-6987.

**SUPPLEMENTARY INFORMATION:** Section 533 of the Airport and Airway Improvement Act of 1982, as amended by section 115 of the Airport and Airway Safety and Capacity Expansion Act of 1987, Public Law 100-223 (codified at 49 U.S.C. 50104) (“the Act”), requires the USTR to decide whether any foreign country has denied fair market opportunities to U.S. products, suppliers, or bidders in connection with airport construction projects of \$500,000 or more that are funded in whole or in part by the government of such country. The list of such countries must be published in the **Federal Register**. The Office of the U.S. Trade Representative has not received any complaints or other information that indicates that U.S. products, suppliers, or bidders are being denied fair market opportunities in such airport construction projects. As a consequence, for purposes of the Act, the USTR has decided not to list any countries as denying fair market opportunities for U.S. products, suppliers, or bidders in foreign government-funded airport construction projects.

**Michael B.G. Froman,**

*United States Trade Representative.*

[FR Doc. 2015-09559 Filed 4-23-15; 8:45 am]

**BILLING CODE 3290-F5-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Notice of Final Federal Agency Actions on Proposed Highway Project in Wisconsin

**AGENCY:** Federal Highway Administration (FHWA).

**ACTION:** Notice of Limitation on Claims for Judicial Review of Actions by FHWA and other Federal Agencies.

**SUMMARY:** This notice announces actions taken by the FHWA and other Federal Agencies that are final within the